



LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: July 19, 2006

Time: Closed Session 5:30 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

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Interim City Clerk

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NOTE: All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Conference with Blair King, City Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), regarding Association of Lodi City Employees (General Services and Maintenance and Operators), pursuant to Government Code §54957.6
- b) Actual Litigation: Government Code §54956.9(a); one case; County of San Joaquin v. City of Stockton et al., San Joaquin County Superior Court, Case No. CV029651
- c) Actual Litigation: Government Code §54956.9(a); one case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al., United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- d) Actual litigation: Government Code §54956.9; one application; Parry Ray v. City of Lodi; WCAB Case Number STK176332 – 10/08/01

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Invocation – Pastor Dale Edwards, Century Assembly Church

C. Pledge of Allegiance

D. Presentations

D-1 Awards – None

D-2 Proclamations

a) National Night Out (PD)

D-3 Presentations

- a) Presentation of Resolution of Appreciation to Landmark Innovative Industries for its generous donation of services to design and prepare the "In God We Trust" plaque

E. Consent Calendar (Reading; comments by the public; Council action)

E-1 Receive Register of Claims in the amount of \$2,357,889.30 (FIN)

- E-2 Approve minutes (CLK)
 - a) June 6, 2006 (Shirtsleeve Session)
 - b) June 7, 2006 (Regular Meeting)
 - c) July 4, 2006 (Shirtsleeve Session)
 - d) July 11, 2006 (Shirtsleeve Session)
- E-3 Authorize sale of asphalt grindings as surplus property during calendar year 2006 (PW)
- E-4 Accept donation of artwork from winner of the community art painting at the Lodi Arts Commission Art on the Square (CLK)
- Res. E-5 Adopt resolution authorizing the City Manager to execute Contract Change Order for the Elm Street Paving Stone Replacement Project, School Street to Sacramento Street, and appropriating funds (\$45,000) (PW)
- Res. E-6 Adopt resolutions approving renewal of existing downtown parking lot cleaning contract and Hutchins Street Square landscape maintenance contract with United Cerebral Palsy of San Joaquin and Amador Counties, of Stockton, for fiscal year 2006-07 (\$59,840) (PW / COM)
- Res. E-7 Adopt resolution authorizing the City Manager to execute contract with San Joaquin County Sheriff's Office for Alternative Work Program for general maintenance within the City Parks and Recreation Facilities and Public Works Street Division (PW / PR)
- Res. E-8 Adopt resolution authorizing the City Manager to execute the service/maintenance agreement for Data 911 (\$80,000) (PD)
- Res. E-9 Adopt resolution accepting funds in the amount of \$23,355 from the Bureau of Justice Assistance to support technology program activities within the Lodi Police Department (PD)
- Res. E-10 Adopt resolution setting priorities for filing written arguments regarding the Low-Income Discounts for Water and Sewer Services measure scheduled for the November 7, 2006, General Municipal Election and directing the City Attorney to prepare an impartial analysis (CLK)
- E-11 Authorize funds from the Protocol Account for the City Council to host a reception honoring members of Council-appointed boards, commissions, committees, and task force groups (approximately \$2,600 / \$20 per person) (CLK)

F. Comments by the public on non-agenda items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

G. Comments by the City Council Members on non-agenda items

H. Comments by the City Manager on non-agenda items

I. Public Hearings – None

J. Communications

- J-1 Claims filed against the City of Lodi
 - a) Amber L. Novak, date of loss 5/19/06
 - b) Bethsaida Bahena, date of loss 12/14/05
 - c) Janis Southard, date of loss 6/14/06

J-2 Appointments

- a) Appointments to the Greater Lodi Area Youth Commission (Adult Advisors), Library Board of Trustees, Lodi Arts Commission, and Lodi Planning Commission (CLK)

J-3 Miscellaneous

- a) Monthly Protocol Account Report (CLK)

K. Regular Calendar

- Res. K-1 Adopt resolution affirming July 1 opening and October 1 closing date for filing applications for residential allocations under the Lodi Growth Management Ordinance and direct staff to work with the development community to establish a new timeline for Council approval of various elements of development approvals (CA)

NOTE: This item is carried over from the meetings of 6/21/06 and 7/05/06

Pulled

- K-2 Provide direction regarding scheduling and type of action the Council may take at informal informational meetings referred to as "Shirtsleeve" City Council meetings (CM)

NOTE: This item is carried over from the meeting of 7/05/06

- K-3 Review and discussion of current regulations pertaining to food vending vehicles (CD)

NOTE: This item is carried over from the meeting of 7/05/06

- Ord. K-4 Introduce ordinance amending Lodi Municipal Code Title 5 – Permits and Regulations – Chapter 5.40, "Adult-Oriented Businesses," by repealing and reenacting Section 5.40.020, "Location of Adult-Oriented Businesses," to add "Residentially-Zoned Property" to the list of land uses subject to distance regulations regarding the location of adult-oriented businesses; and repealing and reenacting Section 5.40.400(D)(1) to delete the requirement that employees of adult-oriented business be fingerprinted as part of the employee license process (CA)

NOTE: This item is carried over from the meeting of 7/05/06

- Ord. K-5 Introduce ordinance amending Lodi Municipal Code Title 17 – Zoning – Chapter 17.39, "C-2 General Commercial District," and Chapter 17.42, "C-M Commercial-Light Industrial District," to add card rooms as a permitted use, with a use permit, in both the C-2 and C-M zoning districts (CA)

NOTE: This item is carried over from the meeting of 7/05/06

- Res. K-6 Adopt resolution approving a line of credit with Farmers and Merchants Bank for the Lodi Electric Utility (\$3,000,000) (CM)

- Res. K-7 Adopt separate resolutions approving water supply assessment reports for Reynolds Ranch Res. Project and Westside-Southwest Gateway Project (PW)

Pulled

- K-8 Request City Council set date for joint City Council and Planning Commission kick-off meeting for General Plan update (CD)

Pulled

- K-9 Approve expenses incurred by outside counsel/consultants relative to the Environmental Abatement Program Litigation and various other cases being handled by outside counsel (\$150,395.24) (CA)

L. Ordinances – None

M. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Jennifer M. Perrin
Interim City Clerk